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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Luke V. Schneider

Application No.: 09/553,424

Filed: April 19, 2000

For: METHODS FOR CONDUCTING
METABOLIC ANALYSES

Examiner: Jeffrey Fredman

Art Unit: 1744

RESPONSE TO SPECIES ELECTION
REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Species Election Requirement mailed December 9, 2002 requiring that Applicants elect one species from the eight different species listed in the Requirement, Applicants elect Species I, namely proteins. With respect to this species election requirement, Applicants' understanding is that the Office will follow the procedure set forth in MPEP §809.02(c), which provides for a complete action on the merits of all claims readable on the elected species, and in MPEP §803.02, whereby upon the finding of allowable species, examination will continue with the non-elected species until all species have been examined or a non-allowable species is found.

Claims 1-38 read on the elected species.

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If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 303-571-4000.

Respectfully submitted,



Scott L. Ausenhus
Reg. No. 42,271

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